

DT07 Rec'd PCT/PTO 1 5 MAR 2004 ^{PCT}

PATENT

Attorney Docket No. A-71428/DJB/VEJ
Attorney Matter No. 461124-00022
Application No. 10/089,377

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application of:

Donald JAFFREY *et al.*

Application No. 10/089,377

International

Filing Date: 28 September 2000

For: FUEL CELL ASSEMBLY

Art Unit: *To be assigned*

Examiner: *To be assigned*

Docket No.: A-71428/DJB/VEJ

Certificate of Mail (37 C.F.R. § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal service on the date shown below with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 3-12-04

Patricia A. Diehl

Patricia A. Diehl

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is hereby submitted in accordance with 37 CFR 1.98 and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention. The Examiner's attention is directed to the reference(s) cited on the accompanying substitute for form PTO-1449A/PTO. Copies of the cited references are enclosed, unless otherwise noted below. It is further understood that the Examiner will also consider information that was cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. Notice of April 20, 1992, 1138 OG 37-41, at 37; M.P.E.P. § 609 (I)(A)(2).

Applicant makes no representation that a search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material to patentability. The filing of this Information

Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 11 O.G. 13-25, at 25.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a continued prosecution application, within three months of the date of entry of a national stage, before the mailing date of a first Office action on the merits, or before the mailing date of a first Office action after the filing date of request for continued examination. 37 C.F.R. § 1.97(b). No fee is required.

A concise explanation of the relevance of the non-English language document(s) appears below:

Japanese Publication No. 10-064551 was cited in a search report by a foreign patent office in a counterpart foreign application and is directed to "Inorganic Nonaqueous Solvent Batter". See Figs. 1-2 and the attached English-language abstract attached thereto.

In accordance with M.P.E.P. §2001.06(b), the Examiner's attention is directed to co-pending U.S. Patent Application Nos.: 09/869,544 filed 10/15/2001 and entitled ELECTRICALLY CONDUCTIVE CERAMICS; 09/980,956 filed 12/4/2001 and entitled A FUEL CELL GAS SEPARATOR; 10/009,325 filed 12/4/2001 and entitled AIR-SIDE SOLID OXIDE FUEL CELL COMPONENTS; 10/049,705 filed 2/14/2002 and entitled FUEL CELL SYSTEM; and 10/169,386 filed 11/5/2002 and entitled LAMINATED STRUCTURE AND METHOD OF FORMING SAME, which are directed to related technical subject matter. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.

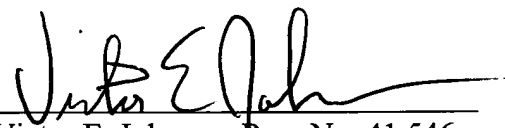
PATENT

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Application No. 10/089,377

The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 50-2319 (Matter No. 10/089,377; Docket No. A-71428/DJB/VEJ).

Respectfully submitted,

Date: 3/12/2004

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Substitute for form 1449A/PTO

Complete if Known**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Use as many sheets as necessary

Application Number	10/089,377
Filing Date	September 28, 2000
First Named Inventor	Donald JAFFREY
Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	A-71428/DJB/VEJ

Sheet

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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	3,525,646	08-25-1970	Tannenberger et al.	
	A2	5,085,742	02-04-1992	Dollard et al.	
	A3	5,273,837	12-28-1993	Aitken et al.	
	A4				
	A5				
	A6				

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document Country Code ² Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	A7	EP 0,442,742 A1	08-21-1991	NGK Insulators, Ltd.		
	A8	EP 0,055,016 A1	06-30-1982	Westinghouse Electric Corporation		
	A9	EP 0,577,420 A1	01-05-1994	Westinghouse Electric Corporation		
	A10	JP 10-064551	03-06-1998	Toshiba Battery Co. Ltd.	See FIGS. 1-2; English-language abstract	
	A11	WO 99/13522	03-18-1999	Jaffrey		
	A12	WO 99/17390	04-08-1999	Waikatolink Limited		
	A13					
	A14					
	A15					

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Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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